App. F. IX-4

Previous References

1926.)
(Genl

File No. 153-26

Serial Nos. 1

Later References

Genl 65-40.1-4.

(5)

General and Revenue Secretariat.

Serial Nos. one

Part B for Deputy

SUBJECT

Recovery of dead rent-
on Hr Hajee Ismail
Sait- goods Imm ?
Lease

Vide orders
Genl 145 28-4
9/5/27

H. A. Mance.
27.9.27

8011

G. R. S. III—1] 1926

GENERAL AND REVENUE SECRETARIAT.

Rev

NOTES.

File No. 15-3-26

FILE HEADING.

Recovery of dead rent on Sir Hayes Ismail Sidis Gold mining Lease

From The Dir of Rev

No. 1575 Dated 26-5-27 Received

Diary No. 8011	Enclos. 1	Spare Copies.	Serial No.

BRIEF ABSTRACT OF LETTER.

Recommends the levy of dead rent @ Rs-8/- per acre

NOTES AND ORDERS.

Linked

Refers: ref to in the note in ~~the~~ file & Rev. 149-26 are necessary to dispose of this case + on receipt of the information called for therein the cases will be worked up

NOTES—First Sheet.

WD 1831—GPB—30,000—1-8-21

8011

2

App. F. III—2]

General and Revenue Secretariat. Rev. File No. 153 of 1926.

Serial No.

cured Sub-1

31.5.27 The Dist collector's recommendation is supported by the existing rules and may be sanctioned.

See 6)

Please await receipt of certain refer called for, from the Dist in the linked file in this matter.

(Vide orders in Revl. 149-26)

No. D. 1506 / Revl. 149-26-4
dt 5-8-27

GEN. & REV. SECRETARIES
6 AUG. 1927
DEVELOPMENT BRANCH.

NOTE—Contn. sheet.

WD 2293—GPB—10,000—4-5-27

... Ecol. 153-26 -1

M.G.D. 12.]

No. 1575 Ecol / WK 26-5-27

Dated, Bangalore,

2 6 - 5 - 1927.

GEN. & REV. DEPT.
27 MAY 1927
DEVELOPMENT BRANCH.

FROM

P. SAMPAT IYENGAR, ESQ,. M.A.,
Director, Mysore Geological Department.

To

N. Rama Rao, Esq., B.A., B.L.,
Secretary to the Government of
His Highness the Maharaja of Mysore,
Development Departments.

SIR,

I have the honour to submit for the information of Government that Sir Hajee Ismail Sait, Kt., of English Warehouse, Kolar Gold Field, is the holder of a Mining Lease No.119, (copy herewith) for gold over a block of 222 acres and 21 guntas in the kayamgutta village of Krishnarajpur in the Bowringpet Taluk. The Lease was granted on 9th November 1910 in lieu of an older Lease No.113, dated 1st May 1906, which was not registered in due time by the Lessee. So then it will be noted that the block is held by Sir Hajee Ismail Sait for over 21 years.

During all the above period practically no mining operations have been carried on by the Lessee. The Lease provides for the levy of a dead rent not exceeding a rate of Rs.5/- per annum per acre of the whole of the mining block in the event of Government not being satisfied with the operations after the expiration of the first two years. Early in 1924 the Lessee was required to show cause why dead rent should not be levied, and in reply it was stated that work was started in 1910 and ere long litigation arose in respect of the surface rights and so forth. The Lessee then also asked the support of Government in obtaining the surface rights, but did not pursue the matter further by furnishig details in respect of the lands required. From 1906 onward a rent of Rs.223/- per annum has been paid up to end of the year 1926.

The question now for the Orders of Government is about the enforcing of clause 9 of the Lease which provides for the levy of the dead rent and my own opinion in the matter is that the Lease terms should be enforced. I would recommend the levy of the dead

rent

rent of Rupees five per acre from the year 1924, when intimation about the levying of dead rent was first conveyed to the party.

I have the honour to be,
Sir,
Your most obedient servant,

Sampat Hegde

Director,
Mysore Geological Department.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. D. 15 [illegible] Dated, Bangalore, [illegible] 192....
Rev. Dept. 11-9-[illegible]

From

N. RAMA RAO, Esq., B. A., B. L.,
Secretary to the Government of His Highness the Maharaja of Mysore,
Development Departments.

To

P. Sampathiengar, Esq., M.A.,
Director of Geology in Mysore.

Sir,

With reference to your letters Nos. 1563 and 1575 dated 18th May 1927 and 26th May 1927 respectively, soliciting sanction of Government in the matter of recovery of dead rent on mining leases Nos.111 and 119 for gold issued in favour of Mr. A. Ahmed Ali and Sir Haji Ismail Sait, I am directed to observe that in both these cases there has been great delay in taking action to enforce the liability of the lessees and that there is nothing to show that the lessees were made aware of the fact that the lessors were not satisfied with the operations conducted. On a careful consideration of the language and spirit of clause 9 of the lease, Government are of opinion that the levy of dead rent should be enforced for each year during which the operations conducted or their results are considered unsatisfactory and not for a number of years, in arrears. A dead rent at the rate of Rs.2/- per acre per annum may be levied in these and similar cases commencing from the current year.

Mg. M.L. Nos. 111 & 119. The records received with your letter are returned herewith.

Vide original in Rev. Dept. 11-9-26

I have the honour to be,
Sir,
Your most obedient servant,

for Secretary to Government,
Development Departments.

ACH.3.